



Livestock Facility Siting

Appealing a Local Decision to the Siting Review Board

Who may appeal a local siting decision?

If you disagree with the approval decision on your livestock siting application, you have the right to appeal that decision. Persons who reside or own land within 2 miles of the proposed livestock facility may also appeal a decision. You may send an appeals request to: Livestock Facility Siting Review Board, DATCP, P.O. Box 8911, Madison, WI 53708-8911

When can a person appeal to the Board?

Local governments often provide an internal appeal process that you can use, if you choose. You may also appeal a local siting decision to the new state Livestock Facility Siting Review Board (Board) or circuit court. You are not required to exhaust the local appeal process before appealing to the Board.

How is a decision made and how much time will it take?

Applicants and others with the right to appeal a local siting decision have 30 days after the decision to appeal to the Board (or 30 days after exhausting the local appeals option). The Board must review the local decision based on the evidence in the local record.

The Board's bylaws establish the procedures for its review of appeals. These procedures incorporate provisions in the siting law such as the requirement that a local government certify its record to the Board within 30 days after receiving notice of the appeal. The procedures include other provisions adopted by the Board such as a provision to allow non-parties to file statements of position.

The Board must make its decision within 60 days after it receives the certified local record. The appellant or the local government may appeal the Board's decision to circuit court. The court must review the Board's decision based on the evidence in the local record.

A flow chart showing the appeals process is found on the back of this fact sheet.

Does the Board have a form to file an appeal?

Yes, this and other forms will be available on the web site: livestocksiting.wi.gov

Who's on the Review Board?

The review board consists of seven members. Four members must represent towns, counties, livestock farming, and environmental interests. There are also three at-large members. The Board members are appointed by the Secretary of the Department of Agriculture, Trade, and Consumer Protection, and confirmed by the State Senate, for staggered five year terms. A current list of review board members is available on the web site

I have more questions about the appeals process

Contact the Livestock Siting Program Manager at 608-224-4613 for more information.

Livestock Facility Siting Appeals Timeline

